lakes or ponds, in the State of Florida. For the purpose of killing any of the fishes in said waters, and whoever by the use of any lime or poisonous minerals kills any fishes in said waters shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine in a sum of not more than one hundred dollars or less than ten dollars, or by imprisonment in the county jail not the public highways have said more than one hundred the punished by a fine in a sum of not more than one hundred dollars or less than ten dollars, or by imprisonment in the county jail not on the public highways have said more imprisonment in the county jail not more than three months, or by both fine and imprisonment at the discretion of the court.

Sec. 2. All laws and parts of laws in conflict with this act, be and the same are hereby repealed. Approved May 29, 1905.

CHAPTER 5435—(NO. 64).

N'ACT Creating the Office of Fish and Game Warden and Prescribing its Duties. Be it Enacted by the Legislature of the State of Florida: Section 1. That there may be in any county of this State an officer

whose title shall be Fish and Game Warden.
Sec. 2. That whenever a petition signed by seventy-five freeholders in any county in this State shall be oresented to the Board of County Commissioners of such county praying that a Fish and Game Warden be appointed for such county, the County commissioners shall enter upon their minutes the fact of the presentation of such petition and shall forthwith request the Governor of the State to appoint such officer, and shall reccommend some suitable person resident of such county for the office. Upon such request and recommendation, the Governor shall appoint a Fish and Game Warden for such county, who shall hold the office for two years, and until his successor is appointed and qualified. Before entering upon the duties of such office, the person appointed thereto shall be required to enter into a bond with good and sufficient surety, or sureties, to the Gover-nor of the State of Florida, in the sum of five hundred dollars, conditioned for the faithful performance of the duties of the office to which he has been appointed, such bond to be approved as are the bonds of other county officers. The Governor may at any time remove such officer for good cause: and it shall be the duty of the County Commissioners to report to the Governor any neglect of duty on the part of such officer, and the Governor shall investigate such charges, and if satisfied that they are well founded, shall cause suit to be instituted on the bond of such officer for the penalty. Sec. 3. It shall be the duty of the Fish and Game Warden to see that the laws for the protection of fish, oysters and game in the county for which he is appointed are observed and obeyed and to make complaint to the proper judicial authority of the county for any infraction or violation thereof, and to see that the offender is prosecuted. The Warden may appoint Deputies in convenient localities in the county to assist him in the enforcement of the laws for the protection of fish and game.

The Wardens and deputies shall have power to arrest and take before a magistrate, and subject to trial, according to law any person vio-lating any of the laws of the State for the protection and preservation of fish and game. And the magistrate may order the seizure of any of the implements used by the offenders in viola-

tion of such law. Sec. 5. Any fish and game Warden, or his deputy, who shall fail to take cognizance and make complaint to a magistrate of the violation of any of the laws for the protection and preservation of fish and game in this State when the same is brought to his notice shall be punished by a fine not exceeding fifty dollars, and in default of payment, shall be imprisoned in the county jail for sixty days.

game wardens have been appointed from the duty of arresting and bring-ing to trial the violators of any law of the State for the protection and preservation of fish and game, but their duties in such cases shall be the same as in the case of violation of any other criminal law of the State. Sec. 7. The compensation of the Fish and Game Warden shall be prescribed by the County Commissioners of the county for which he is appointed, and shall be paid by such county. Provided, That in no case shall the amount paid exceed sixty dollars permonth.

Sec. 8. The Fish and Game Wardens now holding office by appointment under existing laws, shall continue in office until their respective terms have expired by the limitation named in the law under which they were appointed.

Sec. 10. All laws and parts of laws conflict with the provisions of this ct are hereby repealed. Approved May 20, 1905.

CHAPTER 5436—(NO. 65). ACT to Prohibit Certain Games and Sports on Sunday.

Be it Enacted by the Legislature of the State of Florida:

Section 1. That whoever engages Sunday in any game or sport, such baseball, football or bowling, as played in bowling alleys, or horse racnig, whether as player, manager, di-rector or otherwise, shall be deemed guilty of a misdemeanor and shall be punished by a fine not exceeding one hundred dollars, or by imprisonment in the county jail not exceeding three months, or by both such fine and imprisonment. Sec. 2. That all laws and parts of

laws in conflict with the provisions of this act be and the same are hereby repealed.

Sec. 3. That this act shall take effect immediately upon its passage and approval by the Governor.

Approved June 5, 1905.

AN ACT Regulating the Running of Automobiles or Motor Vehicles on the Public Roads or Highways in the

State of Florida.

Be it Enacted by the Legislature of the State of Florida: Section 1. All persons owning or op-erating vehicles propelled by any power other than muscular power, excepting such motor vehicles as run only upon rails or tracks, shall file with the Secrails or tracks, shall file with the Secretary of State of the State of Florida, the name of owner, with a brief description of the motor vehicle, including the horse power and make of such "Motor Vehicle" on a blank form to be furnished by the Secretary of State for identification. The filing or registration fee shall be two dollars.

Sec. 2. The Secretary of State shall thereupon enter on record in a book to thereupon enter on record in a book to be kept by him for that purpose, the name of the owner, the number and kind of motor vehicle registered, and shall issue to the owner. shall issue to the owner or operator thereof a certificate of registration.

Sec. 3. Every such registered motor vehicle shall while in use on a public road or highway, be provided by the owner with a suitable bell, horn or whistle to be used as a signal. They shall likewise, be provided with two lamps which shall be lighted between sunset and sunrise when in use on the public highways of the State. Every such motor vehicle shall also have displayed on the back of such vehicle in such manner as to be plainly visible, numbers to be in Arabic numerals of not less than three inches long and two inches wide, and the owner or person issue to the owner or operator inches wide, and the owner or person operating such vehicle shall at all times when using the same, carry with them the certificate of registration or permit issued by the Secretary of State.

Sec. 4. In case of sale or exchange of registered motor vehicles, the person becoming owner thereof shall have such transfer entered on the records of the Secretary of State, and shall pay a

fee of two dollars therefor.
Sec. 5. Any person failing to comply with sections 1, 2, 3 and 4 of this Act shall be guilty of a misdemeanor, and upon conviction be fined not exceeding one hundred dollars.

Sec. 6. No person shall operate any such registered vehicle on a public highway at a rate of speed greater than is proper or reasonable, having due re-

at a rate of speed exceeding four miles per hour, and shall at all times while on the public highways have said mo-

or vehicle under perfect control.
Sec. 8. Upon approaching a person walking in the roadway of a public highway, or a horse or horses, or other draft animals, being ridden, led or driven thereon, a person operating any such registered motor vehicle shall give ample signal or warning of its approach, and use every reasonable pre-caution to ensure the safety of such person or animal, and, in case of horses or other draft animals, to prevent frightening the same.

Sec. 9. Any person operating any such registered motor vehicle shall, at request or on signal by putting up the hand, from a person riding, leading or driving a restive horse or horses or other draft animals, bring such motor vehicle immediately to a stop, and if traveling in the opposite direction, remain stationary so long as may be reasonable to allow such horse or animal to pass, and, if traveling in the same direction, use reasonable caution in thereafter passing such horse or ani-mal; provided that, in case such horse or animal appears badly frightened or the person operating such motor vehicle is requested so to do, such person shall cause the motor of such vehicle to cease running so long as shall be reasonably necessary to prevent acci-dent and insure the safety of others. Sec. 10. In case of accident to a person or property on the public high-ways, due to the operation thereon of any such registered motor vehicle, the person operating such vehicle shall stop, and, upon request of a person injured, or any person present, give such person his name and address, and if not the owner, the name and address of

such owner. Sec. 11. Boards of County Commissioners may, nowithstanding the other provisions of this Act, upon applica-tion by reputable citizens, set aside for a given time a specified public highway for speed tests or races, to be conducted under proper restrictions for the safety of the public.

Sec. 12. Every person hereafter desiring to operate any such registered motor vehicle as a chauffeur shall file in the office of the Secretary of State, on a blank to be supplied by such Sec retary, a statement which shall include his name and address and the trade name and motive power of the motor vehicle he is able to operate, and shall pay a registration fee of two dollars. The Secretary of State shall thereupon file such statement in his office, register such chauffeur in a book to be kept by him for that purpose, and assign

him a number. Sec. 13. No person shall operate a motor vehicle required to be registered upon the public highways after sixty lays after this act takes effect, unless such person can produce a certificate or registration issued by the Secretary of State, and shall have complied in all respects with the requirements of this

Sec. 14. Nothing in this Act shall be construed to curtail or abridge right of any person to prosecute a civil action for damages by reason of injuries to person or property resulting from careless or negligent use of the public highways by a motor vehicle or its owner or employee or agent.

Sec. 15. Penalties for excessive speed, et cetera.—The violation of any of the provisions of sections 6, 7, 8, 9, and 10 of this act shall be deemed a misdemeanor, punishable by a fine not exceeding one hundred dollars for the first offense, and punishable by a fine of not less than fifty dollars nor more and game warden has been appointed, the sheriff shall perform the duties of that office, provided, that nothing herein shall be construed to relieve the sheriff of counties where fish and dred dollars nor more than two hundred dollars nor more appointed. ment not exceeding thirty days, or both, for a second offense, and punishable by a fine of not less than one hundred dollars nor more than two hundred and fifty dollars and imprisonment not exceeding sixty days for a third or subsequent offense.

Sec. 16. Penalties for other violations.—The violation of any other section of this act shall be punished by a fine not exceeding twenty-five dollars for the first offense, a fine not less than

for the first offense, a fine not less than twenty-five dollars nor more than fifty dollars for a second offense, and a fine not less than fifty dollars nor more than one hundred dollars, or imprisonment not exceeding ten days, or both, for a third or subsequent offense. Sec. 17. In case the owner or person

operating a motor vehicle shall be taken into custody because of a violation of any provision of this act, he shall be forthwith taken before an accessible justice of the peace or county judge and be entitled to immediate hearing; and if such hearing cannot then be had, be released from custody on giv-Sec. 9. This act shall take effect immediately upon its passage and approval by the Governor, or on its becoming a law without the approval of such time and place as shall then be such impacts and answer for such violation, at such time and place as shall then be such impacts and answer for such violation. designated, secured by the sum equal to the maximum fine for the offense with which he is charged, or in lieu thereof, by leaving the motor vehicle, being operated by such person, with such officer as may have the accused

person in charge.
Sec. 18. All acts and parts of acts inconsistent herewith or contrary hereto are, so far as they are inconsistent or contrary, hereby repealed. Sec. 19. All moneys accruing from the fees of this act shall go into the General Revenue fund of the State. Sec. 20. Owners of automobiles who have paid a license in any State, shall

upon exhibition of such license be exempt from paying a license in this State, for thirty days after said automobiles have been brought into this State. Approved May 11, 1905.

CHAPTER 5438-(No. 67.)

AN ACT For the Safe-Guarding of Persons From Injury During Auto-mobile Racing. Be it Enacted by the Legislature of the State of Florida:
Section 1. That it shall be the duty of any persons, company or association designing to hold any automobile race meet or meets in any public place within the State, to give notice thereof in writing to the sheriff of the county wherein it is proposed to hold any such race meet or meets, at least ten days prior to the holding thereof; stating the time when and the place where such race meet or meets are to occur; and such notice shall be given to the sheriff of each county into which any such meet shall extend. Any person par-ticipating in any such meet when the notice herein required has not been given shall be punished by a fine, not exceeding one hundred dollars.

Sec. ? That it shall be the duty of every sheriff who shall receive the notice provided for in the preceding section. tion, or who shall have other notice or knowledge of the proposed occurrence of any such race meet or meets within his county, to forthwith take such measures as shall be reasonably neces-sary for the safeguarding of the public and the protection of persons from injury while any such race shall be in progress; and every such sheriff is hereby empowered to appoint a sufficient number of deputies to thoroughly police the course over which any such race is to take place, and shall have the power to designate and maintain the boundaries prescribed for such course by stakes, ropes or otherwise, wherever it may seem necessary. Sec. 3. That every such sheriff and every deputy appointed by him is hereby empowered, and it shall be his duty, to exclude from the course over which such such race shallbe about to occur, and at least 30 minutes prior to the

starting thereof, all animals, vehicles, and persons, except those officiating or participating in such race, and their accentuated to the present and future assistants; and shall keep and mainassistants; and shall keep and maintain such course free and clear from the intrusion of any animal, vehicle of personal except as above provided of personal except as above provided of personal except as a personal exc son, except as above provided, for a waters of Hampton Roads in the State period beginning at least thirty minutes prior to the starting of such race and extending during the whole time such race shall be in progress.

Sec. 4. That any person, except as above provided, who, upon being requested so to do by such sheriff or deputity the state of the

any animal or vehicle owned or controlled by him, or who shall knowingly enter within such boundaries after being warned therefrom by such sheriff or deputy sheriff, shall be punished by a fine not exceeding fifty dollars, and shall be subject to immediate arrest and removal by such sheriff or deputy sheriff.

Sec. 5. That every sheriff and depnty sheriff participating in the policeing of any such race course, as pro vided in the preceding sections, shall the sum of two dollars per day during the period in which such races are in progress, which shall be paid by persons, company or associations holding the race, or races aforesaid. Sec. 6. That all laws and parts of aws in conflict with the provisions of this act are hereby repealed.
Approved June 1st, 1905.

CHAPTER 5439-(No. 68.) ACT to Amend Chapter 4769, Laws AN ACT to Amend Chapter 4769, Laws of Florida, Being An Act Entitled "An Act to Provide for the Working of Public Roads of the State, and the Working of Convicts Thereon."

Be it Enacted by the Legislature of the State of Florida:

Section 1. That Section 6 of Chapter 4769, Laws of Florida, be and the same is hereby amended so as the read as followed.

is hereby amended so as to read as follows: For the purpose of carrying out the provisions of this act the County Commissioners are hereby authorized and empowered to arrange with the owner or agent of the owner of any tract of land from which it is desired to use any timber, sand-stone, lime-stone, or other road material, for the use of such timber, sand-stone, limestone, or other road material, on such terms as are satisfactory to said commissioners, and said owner or agent. If such owner or agent and the County Cmmissioners fail to agree upon matters in question or the amount of damages to be paid, it shall be the duty of the chairman of the Board of County Commissioners to issue his writ ad quod damnum directed to the sheriff or constable, as the case may be, ordering him to summon a jury of twelve men, registered voters, freeholders, in the vicinity of such road, and proceed to the ground from which objection is raised to the taking of any timber, sand-stone, lime-stone or other road material, and upon actual view and upon oath to inquire and certify to said County Commissioners what damage, if any, and how much, in their opinion, will accrue to the owner of said land by reason of such contemplated action, and the sheriff or other officer shall return the inquisition made by him, signed by all the jury, to next meeting of the County Commissioners after the same was taken, and it shall be the duty of the County Commissioners to order the damages so assessed to be paid out of the County Treasury from the road fund: Provided. They decide to use such timber, sandstone, limestone or other road material.

Sec. 2. All laws or parts of laws in

conflict herewith are hereby repealed. Sec. 3. This act shall be operative upon its passage and approval by the

Approved May 29, 1905.

CHAPTER 5440-(No. 69.) N ACT to Amend Section 19. Chapter 4338, Laws of Florida, Entitled. "An Act to Provide for Establishing, Working and Repairing and Maintaining the Public Roads and Bridges of the Several Counties of this State, and to Provide Penaities for Failure

Thereof." Approved May 29, 1895.

Be it Enacted by the Legislature of the State of Florida: Section 1. That Section 19, of Chapfollows:

Sec. 19. Whenever it shall be necessary to use timber, stone, shell, marl mediately upon its passage and apor any other material in repairing or proval by the Governor. improving a public road, the road overseers are authorized to take such timber, stone, shell, marl or other material as may be necessary, and if the party whose land said timber, stone, shell, marl or other material is taken from, shall feel aggrieved the overseer shall summon twelve disinterested freeholders to appraise said timber freeholders to appraise said timber, stone, shell, marl or other material, which shall be paid for by the County Commissioners out of the county road

Sec. 2. All laws and parts of laws in conflict herewith shall be and the same are hereby repealed. Sec. 3. This act shall take effect upon its approval by the Governor.

CHAPTER 5441—(No. 70.)

AN ACT to Define Tenancies at Will and to Prescribe the Mode of Terminating Them, and to Define the Status of Persons Holding Over Under a Written Lease After the Expiration of the Term Created Thereby.

Be it Enacted by the Legislature of the State of Florida:

Section 1. That any lease of lands and tenements, or either, hereafter made, shall be deemed and held to be a tenancy at will unless the same shall CHAPTER 5441—(No. 70.)

Approved June 1, 1905.

tenancy at will unless the same shall be in writing signed by the lessor. Sec. 2. That such tenancy at will shall be from year to year, or quarter to quarter, or month to month, or week to week, to be determined by the periods at which the rent is payable. If the rent is payable weekly, then such tenancy shall be from week to week; if payable monthly, then such tenancy shall be from month to month; if payable quarterly, then from quarter to quarter; if payable yearly, then from year to year.

Sec. 3. That a tenancy at will may be terminated by either party giving notice as follows: Where the tenancy is from year to year, by giving not less than three months notice prior to any annual period; where the tenancy is from quarter to quarter, by giving not less than forty-five days notice prior to the end of the quarter; where the tenancy is from month to month, b giving not less than fifteen days' notice prior to the end of any monthly period, and where the tenancy is from week to week, by giving not less than seven days' notice prior to end of any weekly period.

Sec. 4. That when any tenancy shall have been created by an instrument of writing and the term for which such tenancy is limited therein shall have expired and the tenancy shall hold over in the possession of said premises with-out renewing the said lease by some further instrument of writing then such holding over shall be construed to be a tenancy at sufferance, and the mere payment or acceptance of rent shall not be construed to be a renewal of the said term but if such holding over be continued with the consent of the less-or then such tenancy shall become a tenancy at will under the provisions of

this act. Sec. 5. That all laws and parts of laws in conflict with any of the provisions of this act are hereby repealed.

Approved May 19, 1905. CHAPTER 5442-(No. 71.) AN ACT to Provide for the Participa-tion of the State of Florida in the Jamestown Ter-Centennial Exposi-tion to be Held on and Near the Waters of Hampton Roads in the State of Virginia, in the Year 1907, in Com-memoration of the First Permanent Settlement Made in the United States by English Speaking People in the Year Sixteen Hundred and Seven. Whereas, The United States by an ect of Congress has determined it to be desirable to commemorate, in fitting and appropriate manner, the birth of the American nation, the first perma-nent settlement of English speaking people on the American continent. made at Jamestown, Virginia, on the thirteenth day of May, in the year sixteen hundred and seven, in order that the great events of American history which have resulted therefrom may be rine and military celebration, begin-ning on the thirteenth day of May and ending not later than the first day of November, in the year nineteen hun-dred and seven; and

Sec. 6. No person shall operate any such registered vehicle on a public highway at a rate of speed greater than is proper or reasonable, having due regard to the traffic and use of the high-

temporaneously and in conjunction with the celebration inaugurated by the United States Government; and Whereas, The State of Florida has been invited to participate in said exposition by exhibiting its extensive resources and thereby increasing its agricultural, manufacturing and industrial interests; and also by exhibiting to the world the prominent part this State has taken in the historical development of this great country, and thereby stimulating State and national pride and inculcating more lofty patriotism: therefore,

Be it Enacted by the Legislature of the
State of Florida:

Section 1. There shall be appointed by the Governor five persons, residents of this State, one of whom shall be chief commissioner and so named by the Governor, who shall constitute a Florida commission for the Jamestown ter-centennial exposition, held on and near the water of Hamp-ton Roads, in the State of Virginia, in the year nineteen hundred and seven, to co-operate with the board of directors of the Jamestown exposition company, in encouraging and forwarding the objects for which said exposition is to be held, and to organize, prepare, superintend and have the general man-agement of the Florida department at he said exposition. Said commission when appointed shall meet at such time and place as the Governor may appoint and organize by the election of vice president and a secretary; a maority of said commission may constitute a quorum for the transaction of The commission shall have the power to make rules and regulations for its own government, not to conflict with the laws of the State or with the rules and regulations govern-ing said exposition. Said commission shall have power to fix the compensa-tion of its secretary, and to employ such agents and assistants as may be necessary. Said commission shall continue in office until it shall have completed and settled the business connected therewith. All vacanices in said commission which occur by death, resgnation or otherwise shall be filled by the Governor.

Sec. 2. Said commission shall have charge of the interests of the State of Florida and its citizens, in the collection, preparation and exhibition at said exposition of the manufactures, arts natural and industrial products of this State, illustrating its history, progress, moral and material welfare, growth, enterprise and development, and all other matters tending to advance the interests or reputation and prosperity of this State at said expos'tion. It shall collect obtain and dis-seminate throughout the State all necessary information regarding the said exposition; secure the co-operation of scientific, agricultural, mechanical, manufacturing, historical and other associations in the several counties of the State in promoting the objects of the exposition; and in general to have and exercise full authority in relation to the participation of the State of Florida and its citizens, in the Jamestown ter-centennial exposition, including the planning and construction of a suitable permanent building to be known as the Florida State building and furn-

ishing and maintaining the same. Sec. 3. Said commission shall have authority to receive subscriptions and pledges of subscriptions, conditional or otherwise, and to collect same, for the purpose of carrying out the provisions of this act.

Sec. 4. Said commission shall report to the session of the Legislature of 1907 its findings with such recommendations as said commission think will enable the Legislature at that time to further ter 4338 be amended so as to read as aid in carrying out the purposes of this Sec. 5. This act shall take effect im-

Sec. 6. All acts or parts of acts in conflict herewith are hereby repealed. Approved May 29, 1905.

CHAPTER 5443—(No. 72.)

AN ACT to Punish the Sale. Gift. Barter or Exchange of Intoxicating Drinks to Indians in This State, and Providing Penalties Therefor. Be it Enacted by the Legislature of the State of Florida:
Section 1. That any person who shall sell, give away, dispose of, exchange or barter any malt, spiritous, or vinous liquor, including beer, ale and wine, or any ardent or other intoxicating liquor f any kind whatsoever, or any essence. extract, bitters, preparation, compound, composition, or any article whatsoever under any name, label or brand, which produces intoxication, to any Indian or nalf or quarter breed Indian in State, shall upon conviction thereof be

State. shall upon conviction thereof be sentenced to a term of imprisonment for not more than one year, or a fine of not less than one hundred dollars, nor more than one thousand dollars, or both such fine and imprisonment in the discretion of the court.

"Provided, that this act shall not prevent the administration of whiskey or vent the administration of whiskey or any other liquor by or on the prescription of any reputable physician."

Sec. 2. All laws or parts of laws in conflict with this act are hereby re-

Approved May 24, 1905.
CHAPTER 5444—(No. 73.)
AN ACT Providing for the Signing of Vouchers of Pensioners of This State by Either Clerks of the Circuit Court or Be it Enacted by the Legislature of the State of Florida:

Section 1. That from and after the passage and approval of this act, it shall be lawful for pensioners of this State to have their vouchers approved and signed by either Clerks of the Circuit Court or Notarres Public.

Sec. 2. That all laws and parts of laws in conflict with the provisions of this act, be, and the same are, hereby Approved June 1st, 1905.

CHAPTER 5445—(No. 74.)
AN ACT in Aid of the Confederate Soldiers and Sailors Home at Jackson-

Be it Enacted by the Legislature of the State of Florida: Section 1. That the sum of one thousand dollars be and the same is hereby appropriated for the erection and fitting up of a hospital for the Confederate Soldiers Home at Jacksonville, Florida, and for other impressions of the control of the contr and for other improvements for the same. Such sum or any part to be drawn on the requisition of the president of the Old Confederate Soldiers and Sailors Association.
Sec. 2. That the sum of one thousand dollars per annum, or so much thereof as may be necessary, is hereby appropriated for the maintenance and operation of a hospital for the said Confederate Soldiers and Sailors Home. to be drawn on the quarterly requisi-tion of the President of the Old Con-federate Soldiers and Sailors Home Association. Sec. 3. That this act shall go into

effect immediately upon its passage and approval by the Governor. Approved May 19, 1905. CHAPTER 5446—(No. 75.) AN ACT to Amend Section 3066 of the Revised Statutes of the State of Florida, relating to contractors giv-ing Bond, and to Validate Certain Bonds Heretofore Taken and Ap-

proved by the Board of Commissioners of State Institutions in Connection With Leasing State Prisoners.

Be it Enacted by the Legislature of the State of Florida:
Section 1. That Section 3066 of the Revised Statutes of the State of Florida be amended so as to read as follows:

"3066. Contractor to give bond. Such contractor or contractors shall give bond with two or more sureties in such sum as the Board of Commissioners of State Institutions may deem sufficient. State Institutions may deem sufficient, payable to the State, which sureties, if individuals, shall justify in the full amount of the bond: Frovided, however, that any guaranty or surety company that any guaranty or surety company incorporated under the laws of this State and under the laws of this State and under the laws of this State or authorized to do business in this State may become surety on such bond, and in such case it shall not be necessary to give any other surety, in the discretion of the Board, and such bond shall be approved by said Board and conditioned for the faithful performance of such contract, and the duties imposed by this chapter, and such contract shall be approved by the Board of Commissioners of State Institutions before either shall be of any stitutions before either shall be of any teffect, and they shall be filed in the office of the State Treasurer."

Sec. 2. Any bond or bonds heretofore taken and approved by the Board of Other Heavy Loads Over Paved. Hard or Other Improved

other paper or decument or any money belonging or pertaining to his office in shall be one inspectors of a misdemean-one his Assistants shall be inspectors of an under the samily be under the general direction and surprisonment for not less or by both such fine and imprisonment for not less or by both such fine and imprisonment for not less or by both such fine and imprisonment for not less or by both such fine and imprisonment for not less or by both such fine and imprisonment for not less or by both such fine and imprisonment for not less or by both such fine and imprisonment for not less or by both such fine and imprisonment for not less or by both such fine and imprisonment for not less or by both such fine and imprisonment for not less or by both such fine and imprisonment for not less or by both such fine and imprisonment for not less or by business or business of Hauling the better that may be offered for sale in whereas, The State of Virginia by an of the distribution of the state of the state

Commissioners of State Institutions in connection with leasing State Prisoners are hereby approved, validated and made of full force and effect as if given subsequent to the passage of this act. Sec. 3. That all laws and parts of laws in conflict with this act be and the same are hereby repealed.
Sec. 4. That this act shall take effect immediately upn its passage and approval of the Governor. Approved June 5, 1905.

CHAPTER 5447—(No. 76.) AN ACT to Prohibit any Sheriff. Constable, Bailiff, Guard or Other Officer Having Prisoners in Their Custody. From Chaining, Handcuffing or Fastening White Female or Male Prisoners to Colored Prisoners in Their Custody. Their Custody.

Their Custody.

Be it Enacted by the Legislature of the State of Florida:
Section 1. That it shall be unlawful for any sheriff, constable, bailiff, guard or other officer having prisoners in their custody, to chain, handcuff, or in any manner fasten, white female or any manner fasten white female male prisoners to colored prisoners in their charge.

Sec. 2. Any violation of Section one of this act, upon conviction, shall declared a misdemeanor and shall fined not more than one hundred (\$100-.00) dollars or imprisoned in the ty jail not more than six months or by both fine and imprisonment. Sec. 3. This act shall take effect immediately upon its passage and approval by the Governor. Approved June 5. 1905.

CHAPTER 5448—(No. 77.)

AN ACT to Amend Chapter 4758 of the Laws of Florida. Being An Act to Amend Section 1. of Chapter 4390. Laws of Florida. Acts of 1895. Relative to Care of Convicts.

Be it Enacted by the Legislature of the State of Florida:
Section 1. That Chapter 4758 Laws of Florida be amended so as to read as follows:

as follows: The Governor be and is here-

by authorized to appoint one or more Supervisors of State Convicts and Convict Camps of the State when in the opinion of the Board of Commissioners of State Institutions more than one is necessary to properly supervise and care for the State prisoners. Sec. 3. Any Supervisor appointed under Section two (2), of this Act, shall hold his appointment subject to the will of the Governor and not to exceed

four years unless reappointed by the Governor. Each Supervisor so appointed shall receive the sum of one hundred and twenty-five (\$125.00). dollars per month and actual traveling expenses: for said traveling expenses an itemized bill must be rendered, the same to be filed with the Commissioner of Agriculture, and upon his approval. the Comptroller is hereby authorized to issue his warrant on the State Treasurer to pay the same out of the funds arising from the hire of State prisoners and to issue his warrant for the menthly salary of said Supervisor or Supervisors, to be paid from said fund arising from the hire of State prison-

Said Supervisors shall be men of ability, integrity and firmness of character. They are hereby clothed with full power, authority and supervision of the convicts and convict camps of the State under the direction of the Commissioner of Agriculture and the Board of Commissioners of State Institutions. It shall be his or their duty to en-

force the law, rules and regulations issued by the Commissioner of Agriculture and the Board of Commissioners of State Institutions relative to the labor. punishments, food, clothing. lodging, guarding and all matters relative to the sanitary condition of the prison camps and the general care and treatment of the convicts. It shall be the duty of any Supervisor so appointed to make written detailed reports to the Commissioner of Agriculture after visiting each camp, and upon each visit. It shall be the duty of such Super-visors to visit all of the prison camps as frequently as the Commissioner of Agriculture, the Governor or the Board of Commissioners of State Institutions may require, but not less than once in every forty. (40), days. It shall be the duty of such Supervisors to make care-ful inquiry in the county from which any prisoner may have been sentenced when in their opinion a prisoner is de-serving of State aid, to have his pardon application presented to the Board of Pardons.

If after due investigation, it shall be the opinion of any Supervisor that a prisoner has not the means to prepare his or her papers in proper form to pre-sent to the Board of Pardons, it shall be the duty of such Supervisor to apply to the Clerk of any Court in this State for copies of such record matter as may be in the custody of said Clerk, whose duty it shall be to furnish same properly authenticated, without charge for same. Said Supervisors shall do all such things as may be required by the Board of Pardons to have such papers in proper form and where any expense in proper form and where any expense necessarily attaches, the same shall be presented in an itemized bill to the Pardoning Board for their approval upon which the comptroller is authorized to issue his warrant for the payment of said bills out of the funds arising from the hire of State Prisoners.

Sec. 5. It shall be the duty of any Supervisor appointed under this act to visit any or all of the county convict camps in this State upon the request of the Governor and to make written rethe Governor and to make written re-ports to the Governor concerning the condition of same. The Governor and the Supervisors of State Prisoners are hereby empowered to enforce such rules and regulations concerning the care, management and supervision of county convict camps as may be deemed necessary to give them the same treatment and protection as is required by law and by the rules of the Board of Commissioners of State Institutions

relative to State Prisoners. Sec. 6. All laws and parts of laws in conflict with this act, be and the same are hereby repealed.

Sec. 7. This act shall take effect upon its passage and approval by the Governor lovernor. Approved May 27, 1905.

CHAPTER 5449-(No. 78.) AN ACT to be entitled an act to Provide for the Appointment of an Assistant State Auditor: to Prescribe His Duties and Powers, and Fix His Compensation: to Provide Penalties for Refusing to Produce and Submit Books and Records for His Examina-tion by State and County Officials: and to Appropriate Money to Carry the Provisions of This Act Into Ef-

Be it Enacted by the Legislature of the State of Florida:
Section 1. That the Governor shall appoint an Assistant State Auditor. who shall be an expert accountant, and who shall, under the direction of the State Auditor, perform all of the duties and exercise all of the powers that are now performed and exercised by the State Auditor under the provisions of Chapter 5119 of the Laws of Florida. being the Act creating the office of State Auditor, approved May 29, 1903. Sec. 2. That the Assistant State Auditor shall receive a salary of two thousand (\$2.000.00) per annum. payable quarterly upon his own requisi-tion. His actual traveling expense when on official business shall be paid by the State on filing an itemized statement of the same which has been approved by the Governor: and the amount of money necessary to carry

this provision of this act into effect is hereby appropriated.

Sec. 3. That any State or County of-Sec. 3. That any State or County of-ficial who shall refuse to produce and submit to the inspection and examina-tion of the Assistant State Auditor any book, record, account, voucner, or any other paper or decument or any money other paper or decument or any money

Roads in Counties now Having, or That May Hereafter Have Paved, Hard or Improved Roads and Prescribing the Time and Mode of Pro-cedure in Which This Act is to go Into Effect and Providing a Penalty

Into Effect and Providing a Penalty for its Violation.

Be It Enacted by the Legislature of to certain individuals, their heirs or assigns; therefore.

Be It Enacted by the Legislature of the State of Florida:

Section 1. That the width of the tires of vehicles used to haul wood or other heavy loads over paved, hard or iproved roads in any county of this State now having, or that may here

State now having, or that may here after build and construct such roads is hereby fixed and established as follows: Of a two horse wagon, cart or other vehicle, shall be not less than four inches wide: of a four horse wa-gon, cart or vehicle, shall be not less than six inches wide; and of a four horse wagon, cart or other vehicle used to haul heavy logs, or stock shall be not less than seven inches wide, and that it shall be unlawful for any person, firm or corporation to use, or cause to be used any vehicle mentioned in this Section, with a less width of tire than that specified, in hauling leads over reads therein loads over roads therein mentioned and any person, firm or corporation so offending shall be guilty of a misdemeanor, and subject to the pains and penalties provided for in Section 6 of

this act. Sec. 2. That the provisions of Sec. tion one shall apply only to counties of the State that have built, or may hereafter build and construct a system of paved, hard or improved roads, and are maintaining the same, and shall not be operative for a period of not less than two months, or more than six months after the adoption of this act

as provided for by Sections 3 and 4 of the same.

Sec. 3. The provisions of this act shall not be operative in any county of the State until the County Commissioners of such county at a require meeting shall give notice by advertisement in a newspaper published in the county for four weeks, and in case no newspaper is published in such county, by posting the came in three public places of the county, one of which shall be at the court house door, to-gether with the publication of this act, that at the next regular meet ng of such Board of County Commission ers, they will consider and determine whether or not they will adopt the provisions of Sections 1 and 2 of this act: and after having given all persons present at the meeting advertised, who are interested in the same, an

opportunity to be heard as to their views in the premises.
Sec. 4. Should the Board of County Commissioners at a regular meeting of their Board, held under the provisions of Section 3, determine by and through a formal vote to adopt and put in operation the provisions of this act that it shall become operative and go into full force and effect by the adoption of a formal resolution of such Board of County Commissioners fixing the date when its provisions shall go into effect, which shall not be less than two months or more than six months from the date thereof, at the discretion of such Board. Due notice thereof shall be given by the publication of the aforesaid resolution for a period of sixty days as provided for in

Section 3 of this act. Sec. 5. That any person, firm or corporation who may violate the visions of this act, after it takes effect and becomes operative in any county of the State, shall be guilty of a misdemeanor and upon conviction thereof be fined not less than ten dollars for each offense committed, together with the costs accruing in such case, or by imprisonment in the county tail at hard labor for not more than thirty days. Sec. 6. That it shall be the duty of Supervisors of roads, road overseers or any tax payer of the county who knows of any violation of the provis-ions of this act, to file a complaint against such person, firm or corporation so violating, before a justice of the peace having jurisdiction of the district in which said misdemeanor occurred, or before any other court or officer having jurisdiction of the offense charged and such justice, court or officer shall cause the recused to be arrested by a warrant and brought tefore the proper court and lawfully tried as in other cases of misdemean-

ors. Sec. 7. All laws in conflict with this Sec. 1. All laws in conflict with this act are hereby repealed.

Sec. 8. This act shall go into effect immediately upon its passage and approval by the Governor.

Approved May 31, 1905.

CHAPTER 5451-(NO. 80).

ACT Constituting the Governor, the Attorney-General, and the State Treasurer a Board of Commissioners to Examine into and Report Upon Claims Against the State Arising From Moneys Received by the State on Account of Indian War Claims. Whereas. In stating the case of the State of Florida against the United States, in the cause known as the Indian War Claims, one of the Auditors of the United States, in his official report, stated: "This claim is for the reimbursement of certain expenses incurred by the State in suppressing Indian hostilities between December, 1855, and January 1, 1860."—House Executive Documents No. 203, 47tn Congress; and

Whereas, it is claimed that the State has received moneys from the United States under this settlement which money the State never paid out and which money is now justly due to certain individuals, their heirs or assigns; therefore,

Be it Enacted by the Legislature of the State of Florida:

Section 1. The Governor, Attorney-General, and Treasurer are hereby constituted a Board of Commissioners to examine into all claims in which it is set forth that the said State of World here received when the said State of the s is set forth that the same the Florida has received moneys from the United States in the settlement of Indian War Claims which money the State never paid out and which is now justly due to the claimants. Sec. 2. It shall be the duty of the Commissioners to make such examination into the claim or claims as they deem best. They are authorized to summon witnesses and to employ such clerical aid as they may deem proper. They shall report the result of their findings to the Governor, who shall transmit it to the next Legislature. Sec. 3. The Commissioners shall examine no claim which is submitted to them later than June 2nd. 1906. Approved June 5, 1905.

CHAPTER 5452-(No. 81.) AN ACT to Provide for the Inspection and Anaylsis of, and to Regulate the Sale of Commercial Feeding Stuffs in This State; to Prohibit the Sale of Fraudulent or Adulterated Commercial Feeding Stuffs: to De-

Commercial Feeding Stuffs; to De-fine the Term Commercial Feeding Stuffs; to Provide for Guarantees of the Ingredients of Commercial Feeding Stuffs; for the Affixing of Labels and Stamps to the Packages Thereof, as Evidence of the Guarantee and Inspection Thereof: to Provide for the Collection of the Collection vide for the Collection of an Inspection Fee From the Manufacturers of Commercial Feeding Stuffs, to Fix Penalties for the Violation of the Provisions of this Act: to Authorize the Appointment of an Additional Assistant State Chemist, An Inspector of Commercial Feeding Stuffs to Appropriate the News ing Stuffs, to Appropriate the Necessary Funds to Enforce the Provis-ions of This Act. and to Repeal all

lons of This Act, and to Repeal all Laws or Parts of Laws in Conflict With This act.

Be it Enacted by the Legislature of the State of Florida:
Section 1. The State Chemist and his Assistants shall be inspectors of commercial feeding stuffs: they shall be under the general direction and supportion of the Commissioner of Agreement Commissioner of Commissioner of